SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION No. 5284 OF 2005

PETITIONER: Rajendra Prasad Pandey, son of late Bhookanlal Pandey, aged about 44 years, occupation: Peon, resident of behind Sao School, P.O. Mungeli, dist.Bilaspur(C.G)

Vs.

RESPONDENTS: 1. State of Chhattisgarh: through: Secretary, Commercial Tax Department, D.K.Bhawan, Raipur (C.G).

P.R. No. 5534/05
Presented by Shri Amit Dhaoni
dated 22/12/05

2. Collector, Bilaspur.

3. District Registrar, Registry Office, Bilaspur(C.G).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF I N D I A

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

WP 5284/05

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19-12-2005 Dr. Shailesh Ahuja, counsel for the petitioner. Shri Sandeep Dubey, Govt. Advocate for the State. Heard. By this petition under Article 226/227 of the Constitution of India the petitioner has challenged the orders dated 13-10-2005 (Annexure-P/7) and 17-10-2005 (Annexure-P/8) on the ground that he has been frequently transferred and the order has been issued during the ban period. Return has been filed by the respondents. In the return the respondents have denied the fact that there has been a case of frequent transfers by stating that firstly on 22-1-2004 and secondly on 31-8-2005 the petitioner was transferred, but subsequently by separate orders the aforesaid orders were withdrawn or cancelled for some administrative reasons. At this stage, learned counsel for the petitioner submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within a period of two weeks, and on such representation being filed,	

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आदेश पत्रक

मामला क्रमांक WP 5284/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर-सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of two months from the date of receipt of the representation.

Learned counsel for the petitioner submits that the petitioner may be allowed to continue till the representation is decided.

Under the circumstances, it is directed that if the petitioner has not been relieved he may be allowed to continue till the representation is decided.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.(W.).P.No.4266/05 also stands disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

Gowri

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